

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

W.T.R. Nos.6 to 9 of 1989

Date of decision:24.10.2006

The Commissioner of Wealth-tax (Central), Ludhiana

...Petitioner

Versus

Shri Sudershan Lal, Ludhiana

...Respondent

The Commissioner of Wealth-tax (Central), Ludhiana

...Petitioner

Versus

Shri Avinash Chander, Ludhiana

...Respondent

The Commissioner of Wealth-tax (Central), Ludhiana

...Petitioner

Versus

Shri Vishva Mittar, Ludhiana

...Respondent

The Commissioner of Wealth-tax (Central), Ludhiana

...Petitioner

Versus

Shri Siri Krishan, Ludhiana

...Respondent

**CORAM: HON'BLE MR.JUSTICE ADARSH KUMAR GOEL
HON'BLE MR.JUSTICE RAJESH BINDAL**

Present: Mr.S.K.Garg Narwana, Advocate for the Revenue.

JUDGMENT

Following question of law has been referred for opinion of this Court by the Income Tax Appellate Tribunal, Chandigarh arising out of its order dated 23.5.1988 passed in W.T.A.Nos. 292 to 295/87, in respect of the assessment year 1981-82.

“Whether on the facts and in the circumstance of the case, the Tribunal was right in law in holding that the assessee was entitled to deduction u/s 5(1) (iv) in respect of his share in the land and building owned by the firm, styled M/S Hind Hosier Mills, Ludhiana in which he is a partner?

We have, in our order passed today in W.T.R. Nos.32 to 37 of 1988 (**Commissioner of Wealth Tax (Central), Ludhiana Vs. Shri Kirpal Singh, Ludhiana**), decided an identical question against the Revenue and in favour of the assessee.

In view of the above, question referred in the present case is also answered against the Revenue and in favour of the assessee.

(Adarsh Kumar Goel)
Judge

October 24 ,2006
Pka

(Rajesh Bindal)
Judge